

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – RWS Department – Sri R.M.R. Dayal, the then E.E., RWS & S, Vijayawada (Presently working as SE, RWS&S Circle, Kakinada - Departmental proceedings under Rule 20 of A.P.C.S. (C, C & A) Rules 1991 – Article of charges – Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No. 1668

Dt:09.11.2011.

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O R D E R:

It is proposed to hold an enquiry against Sri R.M.R. Dayal, the then E.E., RWS & S, Vijayawada (Presently working as SE, RWS&S Circle, Kakinada in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services (Classification, Control and Appeal) Rules 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri R.M.R. Dayal, the then E.E., RWS & S, Vijayawada is directed to submit a written statement of his defence before the disciplinary authority within (10) days of the receipt of this G.O.

4. Sri R.M.R. Dayal, the then E.E., RWS & S, Vijayawada is informed that an enquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri R.M.R. Dayal, the then E.E., RWS & S, Vijayawada is further informed that if he does not submit his written statement of defence on or before the time specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri R.M.R. Dayal, the then E.E., RWS & S, Vijayawada is invited to Rule 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule. 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964.

7. The receipt of G.O. shall be acknowledged.

( BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

CHITRA RAMACHANDRAN  
PRINCIPAL SECRETARY TO GOVERNMENT (RWS)

To

Sri R.M.R. Dayal, the then E.E., RWS & S, Vijayawada  
(Presently working as SE, RWS&S Circle, Kakinada)

through the Special Officer, O/o the ENC, RWS&S, Hyd.

The Special Officer, O/o the ENC, RWS&S, Hyderabad.

(with a request to return the acknowledged copy and W.S.D.)

Copy to:

The General Administration (V&E) Deptt. (477/V&E/E2/09-1)

The Secretary to VC, A.P.V.C.,

Hyderabad.  
SF/SC

Section officer

## ANNEXURE - I

Statement showing the Article of Charges against Sri R.M.R. Dayal, the then E.E., RWS & S, Vijayawada (Presently working as SE, RWS&S Circle, Kakinada)

### **CHARGE 1.**

That Sri R.M.R. Dayal, the then E.E., RWS & S, Vijayawada has Check measured the item of work "consolidation to d/s side bund portion with flat or iron rammers" without actually executing in the field due to which an excess amount of Rs.10,29,195/- was paid to the Contractor causing loss to Govt., exchequer.

### **BASIS:**

The V&E has verified the work "CPWS Scheme to Vissanapeta and 32 other habitations in Vissnnpeta (M) in Krishna District" and furnished Report No.43 (477/V&E/E2/09), dt: 15.07.2011 and observed the following points.

1. Vide G.O.Ms.No.538, dt:1.04.2006 of Panchayat Raj & RD (RWS IIA) Dept., the Govt., have accorded Administrative sanction for the work "CPWS Scheme to Vissanapeta and 32 other habitations in Vissnnpeta (M) in Krishna District" under 12<sup>th</sup> Finance Commission Grant and technical Sanction was accorded by the CE, RWS, Hyd. for Rs. 600 lakhs vide CERNo. 10/2005-06, Date 3.5.2006. the work was entrusted to Sri P. Surya Prakasa Rao, Contractor, Vijayawada on tender basis @ 4.95% excess over the Estimate Contract Value(ECV) of Rs. 4,66,05,615/- vide 33/2007-08, Dated 25.2.2008 of the SE, RWS&S Circle, Vijayawada (Agt. Amount of Rs. 4,89,12,592.94) with agreement period as 12 months to complete the work before 2.2.2009.
2. The V&E Officials have inspected the work on 19.09.2009 & 23.09.2009 and stated that, in the working estimate – 2 the specification "Supply and laying of Standard Gravel 150mm thick by ramming with wooden and iron rammers under napa panelling" provided in the original sanctioned estimate was changed as "Consolidation of downstream side bund portion with flat or iron Rammers" considering the same rate as that of supply of standard Gravel i.e., Rs.288.95/- cum. and the same was recorded and paid causing an excess payment of Rs.10,29,195/- to the Contractor.

Thus, it clearly proves that the EE, RWS has failed to discharge his legitimate duties in check measured and recorded for payment for the items of work without actually executing in the field.

Hence, the Charges.

## ANNEXURE II

List of documents for which the articles of charges are proposed to be sustained  
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Vig & Enforcement Note No. 43 (477/V&E/E2/2009), dt:15.07.2011 along with annexures.

## ANNEXURE III

List of witnesses by whom the articles of charges are proposed to be sustained.

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Sri K.S.N. Raju, Asst. Engineer, Rural Water Supply, Vissanapet Section.